

1 LAW OFFICES OF LAURENCE F. PADWAY
2 LAURENCE F. PADWAY Bar No. 89314
3 1516 Oak Street, Suite 109
Alameda, California 94501
Telephone: (510) 814-6100
Facsimile: (510) 814-0650
4

5 Attorneys for Plaintiff
SHARON GIOTTONINI

6 SEDGWICK, DETERT, MORAN & ARNOLD LLP
BRUCE D. CELEBREZZE Bar No. 102181
7 DENNIS G. ROLSTAD Bar No. 150006
ERIN A. CORNELL Bar No. 227135
8 One Market Plaza
Steuart Tower, 8th Floor
9 San Francisco, California 94105
Telephone: (415) 781-7900
10 Facsimile: (415) 781-2635

11 Attorneys for Defendant
THERMA-WAVE LTD EMPLOYEE BENEFITS PLAN
12

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15

16 SHARON GIOTTONINI,

CASE NO. C 06-07591 SI

17 Plaintiff,

**STIPULATION AND [PROPOSED]
ORDER TO CONTINUE THE HEARING
DATE FOR THE PARTIES' CROSS-
MOTIONS FOR SUMMARY JUDGMENT
TO NOVEMBER 16, 2007**

18 v.

19 THERMA-WAVE., LTD EMPLOYEE
BENEFITS PLAN,

20 Defendant.
21

22 HARTFORD LIFE GROUP INSURANCE
COMPANY,

23 Real Party in Interest.
24

25 Plaintiff Sharon Giottonini and defendant Therma-Wave LTD Employee Benefits Plan,
26 by and through their respective attorneys of record, hereby stipulate and respectfully request that
27 the hearing on the parties' cross-motions for summary judgment be continued seven days from
28 November 9, 2007 to November 16, 2007 at 9:00 a.m. before the Honorable Susan Illston. The

1 briefing schedule on the merits will not change.

2 Good cause exists for the parties' request to reschedule the hearing on cross-motions for
3 summary judgment. Pursuant to the Court's March 16, 2007 Order, the parties filed their cross-
4 motions for summary judgment and will file their oppositions on October 19, 2007, and replies
5 on October 26, 2007. The hearing on the cross-motions is currently scheduled for November 9,
6 2007, at 9:00 a.m. Counsel for defendant has a scheduling conflict, and therefore is not available
7 on the hearing date previously set by the Court. There are no additional dates set by the Court
8 following the hearing on the parties' cross-motions for summary judgment. The parties request
9 that the briefing schedule remain the same, with oppositions due October 19, 2007, and replies
10 due October 26, 2007.

11 IT IS SO AGREED AND STIPULATED.

12 DATED: October ___, 2007 LAW OFFICES OF LAURENCE F. PADWAY

13
14 By: /s/Laurence F. Padway
15 Laurence F. Padway
16 Attorneys for Plaintiff
17 SHARON GIOTTONINI

18 DATED: October ___, 2007 SEDGWICK, DETERT, MORAN & ARNOLD LLP

19
20 By: /s/ Dennis G. Rolstad
21 Dennis G. Rolstad
22 Erin A. Cornell
23 Attorneys for Defendant
24 THERMA-WAVE LTD EMPLOYEE BENEFITS PLAN

25
26
27 **ORDER**

28 Pursuant to the stipulation set forth above, and good cause appearing, IT IS HEREBY
29 ORDERED that the hearing on the parties' cross-motions for summary judgment is continued to
30 November 16, 2007 at 9:00 a.m.

31 DATED: _____

32 HONORABLE SUSAN ILLSTON

